

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of: Thomas E. Daley Confirmation No.: 3147  
Application No.: 10/591,735 Art Unit: 1627  
Filed: July 23, 2007 Examiner: Chong, Yong Soo  
For: 4-METHYLPYRAZOLE Attorney Docket No.: 11594-003-999  
FORMULATIONS FOR INHIBITING (CAM: 451265-999001)  
ETHANOL INTOLERANCE

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated October 15, 2009 of the Primary Examiner finally rejecting claims 1-12 and 21-23 of the above-identified application.

The item(s) checked below are appropriate:

1.  An extension of time for responding to the final rejection for two month(s):  
 was filed on .  
 is submitted herewith.
2.  A timely response to the final rejection is submitted herewith.
3.  A fee in the amount of **\$540.00** is:  
 Required.  
 Not required (Fee paid in prior appeal).
4.  Applicant has qualified for the 50% reduction in fee for an independent inventor, non-profit organization or small business concern and a fee in the amount of **\$270.00** is:  
 Required.  
 Not required (Fee paid in prior appeal).
5.  Please charge the required fee, if any, to Jones Day Deposit Account No. 50-3013 (order no. 451265-999001).

Respectfully submitted,

Date: February 24, 2010



54,398

Roger C. Rich

(Reg. No.)

For: Nikolaos C. George (Reg. No. 39,201)

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